

CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED
FEB 25 2008
JOHN F. CORCORAN, CLERK BY: <i>[Signature]</i> DEPUTY CLERK

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

JOSHUE LEE CLOUD ,)
Petitioner,) Civil Action No. 7:08-cv-00190
)
v.)
COMMONWEALTH OF VIRGINIA,)
Respondent.)
)
)
)
)
)
)

FINAL ORDER

By: Hon. James C. Turk
Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that the above referenced petition for writ of habeas corpus, pursuant to 28 U.S.C. § 2254, shall be and hereby is **DISMISSED** without prejudice, pursuant to Rule 4 of the Rules Governing §2254 Cases, for failure to exhaust state court remedies, and the action is stricken from the active docket of the court.

The Clerk is directed to send a copies of this final order and the accompanying memorandum opinion to the petitioner.

ENTER: This 25th day of February, 2008.

(James C. Turk)

Senior United States District Judge